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# Facsimile transmittal

**To:** Examiner Alton Nathaniel Pryor  
Art Unit 1616  
**Fax:** 571/273-8300

**From:** Randall E. Deck  
**Date:** August 20, 2009

**Re:** Ronald D. Hatfield  
Serial No. 10/736,155  
Filed December 15, 2003  
Confirmation No. 3661  
**Pages:** 3 (to include cover sheet)

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## MAIL STOP AF


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The following is being submitted to the United States Patent and Trademark Office by Facsimile. Entry is respectfully requested.

☒ **Fee Transmittal** (1 pg.)  
☒ **Notice of Appeal** (1 pg.)

### CERTIFICATE OF FILING VIA FACSIMILE

The undersigned hereby certifies that the attached Notice of Appeal & Fee Transmittal, was this day, August 20, 2009, filed in the United States Patent and Trademark Office via facsimile to facsimile number 571/273-8300. Total Pages: 3

  
\_\_\_\_\_  
Randall E. Deck  
Patent Advisor

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PTO/BB/17 (10-08)

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**  
**For FY 2009**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 540.00

**Complete If Known**

Application Number	10/736,155
Filing Date	December 15, 2003
First Named Inventor	Ronald D. Hatfield
Examiner Name	Alton Nathaniel Pryor
Art Unit	1615
Attorney Docket No.	0015.02

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):☒ Deposit Account Deposit Account Number: 50-2132 Deposit Account Name: USDA ARS Ofc of TechTrans

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)

52

Each independent claim over 3 (including Reissues)

220

Multiple dependent claims

390

Total Claims Extra Claims Fee (\$)

- 20 or HP = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

- 3 or HP = x =

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x =


**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Notice of Appeal

540.00

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 34,078	Telephone 309/681-6515
Name (Print/Type)	RANDALL E. DECK		Date August 20, 2009

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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